

**STATE OF WASHINGTON**



**OFFICE OF  
INSURANCE COMMISSIONER**

**BEFORE THE INSURANCE COMMISSIONER  
OF THE STATE OF WASHINGTON**

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In the Matter of	)	
	)	ORDER TO CEASE AND DESIST
MUTUAL BENEFITS	)	
CORPORATION	)	
	)	
An unauthorized entity	)	
	)	
and	)	No D99-81
	)	
R. GARY AMOS	)	
	)	
Unlicensed for viatical activity	)	
	)	

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Pursuant to RCW 48.02.080, Mutual Benefits Corporation and R. Gary Amos, their associates, partners, successors, agents, heirs, licensees and assigns, are hereby ordered to cease, and desist from, the solicitation and transaction of business with respect to viatical settlements in the State of Washington, whether by soliciting persons desiring to sell viatical interests in their life insurance policies, by purchasing viatical interests in the life insurance policies of others for themselves, or by arranging for others to purchase viatical interests in life insurance policies.

**THIS ORDER IS BASED ON THE FOLLOWING FACTS:**

1. From at least August, 1995 through November, 1997, Mutual Benefits Corporation solicited, took applications for, attempted to negotiate, and negotiated, viatical settlements involving a minimum of five life insurance policies owned by Washington residents.

2. From at least August, 1995 through November, 1997, Mutual Benefits Corporation, through its agent, R. Gary Amos, offered or advertised the availability of viatical settlements in Washington, introduced viators to persons in Washington who paid compensation in return for the death benefit or ownership of their insurance policies, and negotiated viatical settlements involving the purchase, by a minimum of 81 Washington residents, of the beneficiary rights to and proceeds of life insurance policies.
3. At no time was Mutual Benefits Corporation or its agent, R. Gary Amos, licensed as a viatical settlement provider or broker in the State of Washington.
4. The viatical settlement contract forms utilized by Mutual Benefits Corporation and its agent, R. Gary Amos, to transact the purchase of the ownership and beneficiary rights to life insurance policies owned by Washington residents were never filed with the Office of the Insurance Commissioner.
5. The viatical settlement contract forms utilized by Mutual Benefits Corporation and its agent, R. Gary Amos, to arrange the purchase by Washington residents of the ownership and/or beneficiary rights to the life insurance policies and proceeds of others were never filed with the Office of the Insurance Commissioner.
6. The rates, fees, commission, or other compensation charged by Mutual Benefits Corporation and R. Gary Amos, to arrange the purchase of the ownership and beneficiary rights to life insurance policies owned by Washington residents were never filed with the Office of the Insurance Commissioner.
7. The rates, fees, commission, or other compensation charged by Mutual Benefits Corporation and R. Gary Amos to arrange for Washington residents to purchase the ownership and beneficiary rights to the life insurance policies of others were never filed with the Office of the Insurance Commissioner.
8. By their failure to procure a license for their activity of soliciting, taking applications for, negotiating, and attempting to negotiate, viatical settlements involving the ownership and beneficiary rights to life insurance policies owned by Washington residents, Mutual Benefits Corporation and R. Gary Amos violated RCW 48.102.010.
9. By their failure to procure a license for their activity of soliciting, taking applications for, negotiating, and attempting to negotiate, viatical settlements involving Washington residents, Mutual Benefits Corporation and R. Gary Amos violated RCW 48.102.010.
10. By using viatical settlement contract forms to purchase the ownership and beneficiary rights to life insurance policies owned by Washington residents which had not been approved by the Office of the Insurance Commissioner, Mutual Benefits Corporation and R. Gary Amos violated RCW 48.102.020.
11. By using viatical settlement contract forms to arrange for Washington residents to purchase the ownership and beneficiary rights to life insurance policies owned by others which had not been approved by the Office of the Insurance Commissioner, Mutual Benefits Corporation and R. Gary Amos violated RCW 48.102.020.
12. By charging rates, fees, commission, or other compensation to arrange the purchase of the ownership and beneficiary rights to life insurance policies owned by Washington residents that were never filed with the Office of the Insurance Commissioner, Mutual Benefits Corporation and R. Gary Amos, violated RCW 48.102.020.
13. By charging rates, fees, commission, or other compensation to arrange for Washington residents to purchase the ownership and beneficiary rights to the life insurance policies of others

that were never filed with the Office of the Insurance Commissioner, Mutual Benefits Corporation and R. Gary Amos, violated RCW 48.102.020.

Subject to a demand for hearing pursuant to RCW 48.04.010 and chapter 34.05 RCW, this Order shall remain in effect pending the further Order of the Commissioner.

Any violation of the terms of this Order by Mutual Benefits Corporation and/or R. Gary Amos, or any of their partners, associates, successors, agents, licensees, or assigns, will render the violator(s) subject to the full penalties authorized by RCW 48.02.080, RCW 48.17.530, and other relevant Code sections.

THIS ORDER IS EFFECTIVE IMMEDIATELY AND IS ENTERED this 5<sup>th</sup> day of August, 1999.

DEBORAH SENN  
Insurance Commissioner

By: \_\_\_\_\_  
Carol Sureau  
Enforcement Attorney